
By: **Chairman, Appropriations Committee and Chairman, Judiciary
Committee (Departmental - Juvenile Justice)**

Introduced and read first time: January 24, 2001

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 15, 2001

CHAPTER _____

1 AN ACT concerning

2 **Department of Juvenile Justice - Appointment of Deputy Secretary**

3 FOR the purpose of authorizing the Secretary of Juvenile Justice to appoint a certain
4 number of Deputy Secretaries to assist with the duties provided by law or
5 designated by the Secretary; and generally relating to the appointment of
6 personnel at the Department of Juvenile Justice.

7 BY repealing and reenacting, with amendments,
8 Article 83C - Juvenile Justice
9 Section 2-103
10 Annotated Code of Maryland
11 (1998 Replacement Volume and 2000 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article 83C - Juvenile Justice**

15 2-103.

16 (a) With the approval of the Governor, the Secretary may appoint [1] TWO ~~OR~~
17 ~~MORE~~ Deputy [Secretary] SECRETARIES as necessary.

18 (b) (1) The Deputy [Secretary serves] SECRETARIES SERVE at the pleasure
19 of the Secretary.

1 (2) The Deputy [Secretary is] SECRETARIES ARE entitled to the salary
2 provided in the State budget.

3 (3) The Deputy [Secretary has] SECRETARIES HAVE the duties provided
4 by law or delegated by the Secretary.

5 (C) THE SECRETARY SHALL DESIGNATE A DEPUTY SECRETARY TO BE THE
6 ACTING SECRETARY WHEN THE SECRETARY IS ABSENT FROM THE STATE OR
7 OTHERWISE UNAVAILABLE.

8 [(c)] (D) (1) The Secretary may employ a staff and retain consultants in
9 accordance with the State budget.

10 (2) Except as provided in paragraph (4) of this subsection or otherwise by
11 law, the Secretary shall appoint and remove all staff in accordance with the provisions
12 of the State Personnel and Pensions Article.

13 (3) The appointment or removal of staff of any unit in the Department is
14 subject to the approval of the Secretary. As to any unit in the Department, the
15 Secretary may delegate this authority to the head of that unit.

16 (4) All personnel in the Department specified in this paragraph shall be
17 in the executive service or management service of the State Personnel Management
18 System and shall be appointed by and serve at the pleasure of the Secretary:

19 (i) Any assistant secretary;

20 (ii) Any director of an institution; and

21 (iii) The Superintendent of the youth centers.

22 (5) All personnel in the Department who are subject to the provisions of
23 paragraph (4) of this subsection shall be prohibited from other employment while
24 employed by the Department, unless express permission is granted by the Secretary.
25 Express permission from the Secretary may not be unreasonably withheld. If the
26 Secretary grants permission to engage in other employment, the employee shall
27 disclose to the Secretary the source and amount of all income earned from that other
28 employment.

29 (6) All teachers, principals, directors of education, and supervisors of
30 vocational education who are employed by institutions managed by the Department
31 are in the management service or are special appointments in the State Personnel
32 Management System.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
34 effect July 1, 2001.

